

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

ANDREW GOTT and JOANN GOTT,)	
)	
<i>Plaintiffs,</i>)	
)	Case No. 1:19-cv-4
v.)	
)	Judge Mattice
NEUMAN & ESSER USA, INC.,)	Magistrate Judge Lee
NEUMAN & ESSER DEUTSCHLAND)	
GMBH & CO KG, and JOHN DOES 1 & 2,)	
)	
<i>Defendants.</i>)	

ORDER

On November 1, 2019, United States Magistrate Judge Susan K. Lee filed a Report and Recommendation (Doc. 63) pursuant to 28 U.S.C. § 636, the Rules of this Court, and the Referral Order (Doc. 56). The Magistrate Judge recommends the Motion to Dismiss and for Sanctions (Doc. 53) filed by defendant Neuman & Esser USA, Inc., be denied. No party has filed an objection to the Report and Recommendation.¹ The Court has nonetheless reviewed the Report and Recommendation, as well as the record, and agrees with Magistrate Judge Lee's well-reasoned conclusions.

Accordingly, the Court **ACCEPTS** and **ADOPTS** Magistrate Judge Lee's findings of fact and conclusions of law as set forth in the Report and Recommendation (Doc. 63). Defendant Neuman & Esser USA, Inc.'s Motion to Dismiss and for Sanctions (Doc. 53) is **DENIED**.

¹ Magistrate Judge Lee advised that the parties had 14 days in which to object to the Report and Recommendation and that failure to do so would waive any right to appeal. (Doc. 63 at 8 n.3); *see* Fed. R. Civ. P. 72(b)(2); *see also* *Thomas v. Arn*, 474 U.S. 140, 148-51 (1985) ("It does not appear that Congress intended to require district court review of a magistrate judge's factual or legal conclusions, under a de novo or any other standard, when neither party objects to those findings.").

SO ORDERED this 18th day of November 2019.

/s/ *Harry S. Mattice, Jr.*
HARRY S. MATTICE, JR.
UNITED STATES DISTRICT JUDGE